GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Police – Review petition of Sri N. Kondaiah, SI of Police, Intelligence, Kakinada against the modified punishment of "PPI for one year without effect on future increments and pension" – Set aside - Orders – Issued.

HOME (SER-II) DEPARTMENT

G.O.RT.No. 777 **Dated: 28-10-2016**

Read the following:

1. From Sri N. Kondaiah, SI of Police, Intelligence, Kakinada, Review Petition received through the Hon'ble Dy.CM & M(Home), Endt.dt.06.04.2016.
2. Govt.Memo.No.863(P)/Ser.II/A1/2016, dtd.19.04.2016.
3. From the Director General of Police, A.P., Hyderabad, Lr.Rc.No.349/T1/2016, dt.28.09.2016.

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ORDER:

In the letter 3rd read above, the Director General of Police, Andhra Pradesh, Hyderabad, has stated that Sri N. Kondaiah, SI of Police, Intelligence, Kakinada (f) SI of Police, U.Kothapalli PS, East Godavari District was given charge under Rule 22 of APCS (CC&A) Rules, 1991 by the S.P., East Godavari District for the following delinquency:

> "During the tenure of Sri N. Kondaiah as SI of Police, U. Kothapalli PS, East Godavari District, during Diwali festival repeated instructions to all SIs, CIs and SDPOs of the East Godavari District were issued to check and identify the illegal storage of firecrackers and also manufacturing points of fire crackers in dwelling areas and take action to ensure that the manufactures should be at storage points as permitted by the District Collector. It was also instruct that if any illegal storage of fire crackers was found in dwelling areas or any incidents took place in their jurisdiction, the concerned SIs and CIs would be held responsible. On 20.10.2014 at about 3 pm a drastic fire mishap, due to sudden explosion of explosive material, took place at Fire Crackers Manufacturing Unit of Koppisetti Appa Rao and his brother, which resulted in death of 18 persons and 3 persons injured. It came to the notice of the Superintendent of Police, East Godavari District that the Charged Officer visited the Fire Crackers Manufacturing Unit of Koppisetti Appa Rao and his brother and checked the licenses of the Manufacturing Unit and found that the licenses were expired by 31.3.2014. The Charged Officer failed to take appropriate action and also failed to inform the higher ups for necessary further instructions in the matter. If the Charged Officer had taken prompt action the fire mishap would not have occurred."

2. The SP, East Godavari District awarded the punishment of "PPI for two years without effect on future increments and pension" to the above charged officer in Proceedings No. 217/MPR/A9/2014, dt.27.03.2015.

3. Aggrieved by the above orders, the Charged Officer submitted an appeal petition to the Appellate Authority i.e. DIG, Eluru Range, which was considered and rejected vide Proceedings No.02/Appeal/P2/2015, dtd.05.06.2015.

4. Aggrieved by the above orders, the charged officer submitted a Revision Petition to the Government against the above punishment, which was considered and modified to that of "PPI for one year without effect on future increments and pension" vide proceedings No.731/A2/NCZ-Hyd/Revision/2015, dtd.02.04.2016.

5. Aggrieved by the above orders, the charged officer Sri N. Kondaiah, SI of Police, Intelligence, Kakinada has submitted a Review petition to the Government, requesting to set aside the modified punishment of "PPI for one year without effect on future increments and pension". The DGP, A.P., Hyderabad has stated that the review petition of the above SI of Police does not come under the purview of the Rule 41 of the APCS (CC&A) Rules, 1991 as he has not produced any new evidence or new material for supporting the said rule.

(PTO)

6. Government, after careful examination of the matter with the records made available, hereby set aside the modified punishment of "PPI for one year without effect on future increments and pension" imposed on Sri N. Kondaiah, SI of Police, Intelligence, Kakinada.

7. The Director General of Police, Andhra Pradesh, Hyderabad is requested to take necessary action accordingly. The records received through the letter are returned herewith and receipt of the same should be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNER OF ANDHRA PRADESH)

A.R.ANURADHA
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General of Police,
Andhra Pradesh, Hyderabad (with records).
Copy to:-
The individual concerned (through D.G.P., A.P., Hyderabad)

//FORWARDED::BY ORDER//

SECTION OFFICER